GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services- Home Department- Sri. P. Trinadha Rao, HC.937, West Godavari District, Koyyalagudem Police Station – Implementation of Hon'ble APAT orders, dated:30.03.2016 in OA No.8363/2013 – Orders – Issued.

G.O.Rt.No.730 Dated:04.10.2016.
Read the following:

1. From Sri P.Trinadha Rao, HC 937, West Godavari District, Koyyalagudem Police Station, Representation dtd.28.04.2016.
2. Govt.Memo.No.1186/Ser.II/A2/2015, dtd.30.06.2015.
3. From the DGP, A.P., Hyderabad, Lr.Rc.No.791/T1/2015, dtd.04.06.2016.

ORDER:

In the reference 1st read above, Sri P. Trinadha Rao, HC.937, West Godavari District, Koyyalagudem Police Station submitted a review petition to the Government against the modified punishment of "Censure".

2. In the reference 3rd read above, the DGP, A.P., Hyderabad has stated that the Superintendent of Police, West Godavari District initiated Departmental proceedings against Sri P. Trinadha Rao, HC.937, West Godavari District, Koyyalagudem PS under Rule 20 of the APCS (CC&A) Rules, 1991 for the following delinquency:

> "During the tenure of the Charged Officer Sri P. Trinadha Rao as Police Constable No.937 at Tallapudi P.S, the SI of Police, Tallapudi P.S, on 29.12.2009 at 9 am arrested the accused Pydimalla Rajaratnam in Cr.No.125/2009, u/s.338 IPC of Tallapudi PS and also another accused Sri Addala Venkata Krishna Mohana Rao in Cr.No.23/2009, u/s.447, 431, 430, 353, 506(2) IPC of Tallapudi P.S. The SI of Police, Tallapudi PS handed over the two arrested accused along with remand reports and connected documents to Sri K.Nagaraju, PC.728, Sri P. Trinadha Rao, PC.937 and Sri Ch.Pothu Raju, P.C.165 of Tallapudi P.S. for escorting and producing them before the Hon'ble Court of Ilnd AJFCM, Kovvur. Accordingly the escort party took both the accused to the Hon'ble Court of IInd AJFCM, Kovvur. At about 2.00 pm, an unknown person came by motor cycle and took the accused Sri Addala Venkata Krishna Mohana Rao on his motor cycle and absconded. The efforts of the escort party to trace the absconded accused went in vain. Thus Sri P. Trinadha Rao, H.C. 937 has exhibited gross neglect and dereliction of duty in performing his legitimate duty which resulted in the escape of accused Sri Addala Venkata Krishna Mohana Rao".

3. The Superintendent of Police, West Godavari District imposed the punishment of 'Postponement of increment for a period of two years with effect on his future increments and pension' besides treating the suspension period from 6.1.2010 to 11.3.2010 as 'not on duty' vide Proceedings C.No.29/OE-PR/2010, dt.3.3.2011.

4. Aggrieved by the above orders, the Charged Officer submitted an appeal petition to the Appellate Authority i.e. DIG, Eluru Range, which was considered and the punishment of 'Postponement of increment for a period of two years with effect on his future increments and pension' was modified to that of " Censure" besides treating the suspension period from 6.1.2010 to 11.3.2010 as 'not on duty' vide Proceedings C.No.10/Appeal.P1/2011, dt.11.7.2011.

5. Aggrieved by the above orders, the Charged Officer submitted a revision petition to Revision Authority i.e., Inspector General of Police, North Coastal Zone, Hyderabad of Sri P. Trinadha Rao, PC.937, which was considered and rejected vide Proceedings RC.No.1694/A1/NCZ/2011, dt.13.2.2012**.**

6. Aggrieved with the above, the charged officer submitted a review petition to the Government under Rule 41 of the A.P.C.S. (CC&A) Rules, 1991, against the modified punishment of 'Censure'**.**

7. The Director General of Police, A.P., Hyderabad has further stated that the Superintendent of Police, West Godavari District informed that Sri P. Trinadha Rao, H.C. 937, West Godavari District filed O.A.No.8363/2013 before the A.P.A.T. The APAT in its final orders dt.30.3.2016 in O.A.No.8363/2013, set aside the impugned punishment order, appeal proceedings and revision proceedings with direction to the respondents to treat the suspension period of the applicant as 'on duty' for the purpose of seniority, promotion, pension etc., without monetary benefits. Appropriate orders shall be passed within a period of two months from the date of receipt of the order.

8. Government after careful examination of the matter, have decided to implement the orders of Hon'ble APAT, dtd.30.03.2016 and accordingly continue the modified punishment of "Censure", treating the suspension period from 06.01.2010 to 11.03.2010 as on duty for the purpose of seniority, promotion, pension etc., without monetary benefits. The monetary benefit is restricted to subsistence allowance paid during the period of suspension.

9. The Director General of Police, Andhra Pradesh, Hyderabad is requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNER OF ANDHRA PRADESH)

A.R.ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police,
Andhra Pradesh, Hyderabad (with records).
Copy to:-
The individual concerned (through D.G.P., A.P., Hyderabad)

//FORWARDED::BY ORDER//

SECTION OFFICER